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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/357,836

07/21/1999

LISA T. WOOD

032374-003

9787

21839

7590

06/05/2002

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EXAMINER

HAILU, TADESSE

ART UNIT

PAPER NUMBER

2173

DATE MAILED: 06/05/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO

Office Action Summary

Application No.

09/357,836

Applicant(s)

Lisa T. Wood, et al.

Examiner

Tadesse Hailu

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Mar 22, 2002.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above, claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- *See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ | 6) <input type="checkbox"/> Other: |

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DETAILED ACTION

1. This Office Action is in response to an Amendment entered 3/22/2002 for the patent application (09/357,836) filed on 07/21/1999.

Status of the claims

2. Claims 1-14 are pending.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. **Claims 1-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,035,323 to Narayan et al in view of Netscape Communication 4.75 Software.**

Narayan et al. discloses methods and apparatuses for publishing a collection of digital media to the Internet using a picture management software.

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Regarding claims 1, 3, and 4, Narayen et al. ("Narayen") as shown in Fig. 5, step 225 in which images ("media object") are acquired ("transporting") from a file storage device such as a hard disk ("first location") and stored in the picture management software system. The picture management system creates a signature for each image acquired, thereby "associating the media object with" a "media object identifier". An album or collection of images is also created using the picture management system. Then in step 227, the picture management system transmits the album format data and signatures to the computer server system 701 ("second location") for publishing.

However, Narayen et al. does not explicitly disclose whether the picture management system (used to acquire the images) is a web page (as recited in Claim 1) or not. Furthermore Narayen et al. does not disclose methods for associating the image (on a file storage device such as a hard disk) to its signature in the picture management system via "dragging" the image to the Web page (as recited in Claim 3) and associating the image via "browsing and selecting files on the first location" (as recited in Claim 4).

But as described in the Help file (page 9, Inserting an Image section) Netscape Communicator 4.75 software (Netscape Composer component), an image can be inserted via dragging and dropping (as recited in Claim 3) the image into Netscape Composer (which corresponds to the recited "Web page" in Claim 1, since Netscape Composer is a component of Communicator, a web browser). The Inserting an Image section of the Help file also describes a method of inserting an image by selecting the Insert menu and typing or selecting the name or location of the image file in the Images Properties dialog box (which corresponds to the limitations of Claim 4, associating the "media object" by "browsing and selecting files").

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Therefore, it would have been obvious to one having ordinary skill in the art, having the teachings of Narayen et al. and Netscape Communication 4.75 Software at the time the invention was made, to modify the method of acquiring or inserting images to be published as disclosed by Narayen et al. to include the image insertion functionalities of (1) dragging and dropping and (2) selecting the name and location of the image through a Web page's dialog box, as taught by Netscape Communication 4.75 Software, since such modification would allow the user-friendly acquisition of images into a web-based authoring and publishing software.

Regarding claim 2, Narayen et al. discloses step 247 (in FIG. 6A), allowing a user to enter caption or title ("Adding text or other annotation") to each image ("media object") before sending the image to the server computer system 701 ("second location") for publishing.

Regarding Claim 5, Narayen et al. discloses a layout and style window 1301 (in FIG. 13), allowing a user to change the layout of the current page containing multiple pictures (images) or the layout of the entire album containing multiple pages containing multiple pictures. Changing the layout of a page (containing multiple pictures) would constitute processing or changing the location or "changing the orientation" of "more than one media object" "simultaneously"

Regarding Claim 6, Narayen et al. discloses a signature generator and comparator 641 (in FIG. 10) that creates a signature ("media object identifier") for each picture in the picture album. Therefore a picture album containing multiple pictures would constitute the generation of multiple signatures ("media object identifiers").

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Regarding claim 7, Narayen discloses access to the Internet that allows users of the client computer systems to exchange information, that is, send and receive or acquire and view documents, such as photo album. Narayen discloses that user creates or pre-process a digital media; and associating the digital media with its identifier, name or title and send to a server and further associate the digital media to a web site (see Figs. 4 and 5). Narayen does not explicitly disclose whether the picture management system (used to acquire the images) is a web page or not. But Netscape's Communicator does describe that adding picture (images) into their own web page browser, a presentable media (see pages 9-10). Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention was made to incorporate the web based presentation media of Netscape's Communicator with the method of acquiring or inserting images of Narayen, because such modification would allow the user-friendly acquisition of images into a web-based authoring and publishing software.

Regarding claims 8 and 9, Netscape's Communicator discloses manipulating, such as resizing the image, modifying the format (GIF, or JPEG) of the image (page 9).

Regarding claims 10-13, Netscape's Communicator does allow display of a media object embedded (adding) in a web page, in context (with its identifier, name) on the web page (see pages 9-10).

Regarding claim 14, as described in claim 1, above, Narayen describes that the picture management system creates a signature for each image acquired, thereby "associating the media object with" a "media object identifier". (see claim 1 above).

Conclusion

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5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

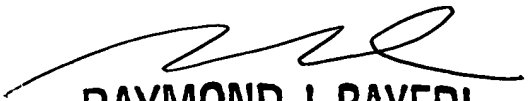
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to *Tadesse Hailu*, whose telephone number is (703) 306-2799. The Examiner can normally be reached on M-F from 10:00 - 8:30 ET. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, *John Cabeca*, can be reached at (703) 308-3116 Art Unit 2173 CPK 2-4A51.

7. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900.

Tadesse Hailu

31 May 2002


**RAYMOND J. BAYERL
PRIMARY EXAMINER
ART UNIT 2173**